



**COMBINED DECLARATION AND POWER OF ATTORNEY**

**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION, OR C-I-P)**

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is for an original application.

**INVENTORSHIP IDENTIFICATION**

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

VINOUS CROP HARVESTING APPARATUS AND METHOD

**SPECIFICATION IDENTIFICATION**

The specification was filed on September 21, 2001, as Serial No. 09/960,615.

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56 .

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)**  
(35 U.S.C. Section 119(e))

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

**PROVISIONAL APPLICATION NUMBER**

**FILING DATE**

60/288,000

May 2, 2001

60/234,268

September 21, 2000

09960615-012302

## POWER OF ATTORNEY

I hereby appoint the following practitioners to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

### APPOINTED PRACTITIONERS

Charles N. Quinn

John P. Blasko

### REGISTRATION NUMBERS

27,223

31,149

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### SEND CORRESPONDENCE TO

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Tenth Floor  
Philadelphia, PA 19103

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Charles N. Quinn, Esquire  
215-299-2135

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## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURES

Joseph Yoder

Inventor's signature

Date

11/5/01

Country of Citizenship United States of America

Residence Danube, CA

Post Office Address 40307 Road 74, Danube, CA 93618

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■■■■■■

Matthew Moyer

Inventor's signature

Date

11/6/01

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I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed October 22, 2001.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

### **DECLARATION OR OATH**

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

### **FORMAL DRAWINGS**

III. Nine (9) sheets of formal drawings comprising Figures 1-13 are enclosed.

### **SMALL ENTITY STATUS**

IV. Applicants claim small entity status under 37 C.F.R. 1.127.

### **COMPLETION FEES**

#### **V.**

##### **1. Filing Fee**

|  |          |
|--|----------|
| Original patent application<br>(37 C.F.R. Section 1.16(a)) | \$370.00 |
|--|----------|

##### **2. Fees for Claims**

|  |          |
|--|----------|
| Each independent claim in excess of 3<br>(37 C.F.R. Section 1.16(b)) | \$126.00 |
| Each claim in excess of 20<br>(37 C.F.R. Section 1.16(c))            | \$189.00 |

##### **3. Surcharge Fees**

|  |         |
|--|---------|
| Late payment of filing fee<br>and/or late filing of original<br>declaration or oath<br>(37 C.F.R. Section 1.16(e)) | \$65.00 |
|--|---------|

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**Total Completion Fees      \$750.00**

**EXTENSION OF TIME**

VI. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE**

VII. The total fee due is:

|                        |                 |
|------------------------|-----------------|
| Completion fees        | \$750.00        |
| Extension fee (if any) | \$0.00          |
| <b>Total Fee Due</b>   | <b>\$750.00</b> |

**PAYMENT OF FEES**

VIII. Enclosed is a check in the amount of 750.00.

Please charge Account No. 50-1943 for any fees that may be due by this paper.

Date:

20 December 2001



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